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**REGISTERED PATENT AGENT

OUR FILE NO.

MCRVT-023C

FACSIMILE COVER SHEET

Date: November 5, 2002

To: Commissioner for Patents
Washington, D.C.

Facsimile: 703-305-3590

Re: U.S. Patent Application No. 09/758,832
Applicant: Horton
Title: Insitu Formable and Self-forming Intravascular Flow Modifier (IFM), Catheter
and IFM Assembly, and Method for Deployment of Same

From: Robert D. Buyan

Total Number of Pages: 10 (including this form). Please notify us immediately if you have not received all pages.

Message:

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence for Serial No. 09/758,832 is being facsimile transmitted to the Commissioner for Patents at (703) 305-3590 on November 5, 2002.

Name of person sending facsimile: Francine Sanders, Assistant to Robert D. Buyan

Signature: 

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FAX RECEIVED
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GROUP 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Horton, et al.)	
)	Art Unit: 3731
Application No. 09/758,832)	
)	Examiner: Thaler, M.
Filed: January 11, 2001)	
)	
For: Insitu Formable and Self-Forming)	
Intravascular Flow Modifier (IFM) and)	
<u>IFM Assembly, for Deployment of Same</u>)	

Commissioner for Patents
Washington, D.C. 20231

Transmittal Letter

Dear Sir:

- ☐ In accordance with Rule 136, the Commissioner is hereby petitioned for a ____ () month extension of time, extending to _____ the period for response to the Office action dated **October 8, 2002** Check No. ____ for \$ 0.00 is enclosed.
- ☐ Enclosed is a certified copy of Serial No. _____ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☐ A Certificate of Ownership and Power of Attorney is enclosed.
- ☐ An information disclosure statement is enclosed.
- ☒ Enclosed herewith is an Amendment/response to Office Action for filing in relation to the above-identified application. Entry and consideration of this amendment are requested.

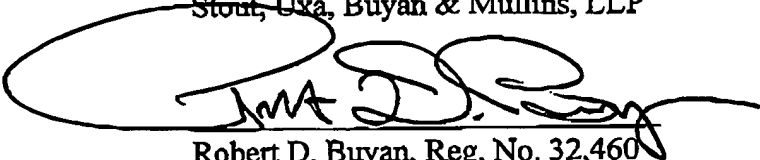
- ☐ Check No. [Check No.] is enclosed covering the additional filing fees in the amount of \$, with the fees calculated as follows:

	(Col. 1) Claims Remaining After Amendment	(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	Small Entity Additional Rate Fee	Other than a Small Entity Additional Rate Fee
Total claims	25	- 30 =	0	x 9 \$	Or x 18 \$
Independent claims	4	- 4 =	0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$ -0-	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
Stout, Uxa, Buyan & Mullins, LLP

Date: November 5, 2002


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted via facsimile to (703) 305-3590 addressed to Commissioner for Patents, Washington, D.C. 20231, on November 5, 2002.

Dated: November 5, 2002

By: 
Francine Sanders, Assistant

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Horton)
Application No.: 09/758,832)
Filed: January 11, 2001)
For: INSITU FORMABLE AND)
SELF-FORMING INTRAVASCULAR)
FLOW MODIFIER (IFM), CATHETER)
AND IFM ASSEMBLY, AND)
METHOD FOR DEPLOYMENT OF)
SAME)

Art Unit: 3731

Examiner: Thaler, M.

Hon. Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO FINAL OFFICE ACTION PURSUANT TO 37 CFR § 1.111

Dear Sir:

Responsive to the final Office Action dated October 8, 2002, please amend the application as follows.

In the Claims:

Please cancel Claims 102-103, 105-109, 119-120, 122-125 and 127-130, without prejudice.

Please amend Claims and 110, 112-113, 115-116 and 118 as shown herebelow in clean format and as shown in marked-up format in Appendix A: